I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, YX 22313-1450, ON THE DATE INDICATED BELOW.

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MAIL STOP NON FEE AMENDMENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:

Kiyoshi HAYASHI, et al.

Conf. No.:

8130

Group Art Unit:

1745

Appln. No.:

10/067,472

Examiner:

Tracy Mae Dove

Filing Date:

February 5, 2002

Attorney Docket No.:

10059-270U1

(P20277-02)

Title:

NICKEL ELECTRODE ACTIVE MATERIAL FOR ALKALINE STORAGE

BATTERIES AND NICKEL POSITIVE ELECTRODE USING THE SAME

AMENDMENT

This Amendment is provided in response to the non-final Office Action (Paper No. 3) mailed November 25, 2003 (Paper No. 4). The Amendment is timely filed on February 24, 2004.

Kindly amend the application as follows: